

02/05/02



J1025 U.S. PTO

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PTO/SB/05 (08-00)

Approved for use through 10/31/2000 OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No	00801.0137 CNUS18
First Inventor	Guy della-Cioppa
Title	Method of Determining the Function of Nucleotide Sequences and the ....
Express Mail	EL615210378US

**APPLICATION ELEMENTS**

See MPEP Chapter 600 concerning utility patent application contents.

**ADDRESS TO:**

Commissioner for Patents

Box Patent Application  
Washington, DC 20231

1. ☒ Fee Transmittal Form (PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **119**]  
(preferred arrangement set forth below)  
-Descriptive title of the invention  
-Cross reference to Related Applications  
-Statement Regarding Fed Sponsored R & D  
-Reference to sequence listing, a table,  
or a computer program listing appendix  
-Background of the Invention  
-Brief Summary of the Invention  
-Detailed Description  
-Claim(s)  
-Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **28**]
5. ☒ Oath or Declaration [Total Pages **4**]  
a. ☐ Newly executed (original or copy)  
b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for continuational divisional with Box 17 completed)  
i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b)
6. ☐ Application Data Sheet. See 37 CFR 1.76
7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. ☒ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:  
i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☒ paper  
c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of  
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information disclosure ☐ Copies of IDS  
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Other Request for Transferring Previous Filed  
Sequence Information

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/232,170 filed January 15, 1999

Prior application information Examiner J. Zara Group I Art Unit: 1635

**For CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**18. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label 27194 or ☒ Correspondence address below

Name	Howrey Simon Arnold & White, LLP				
Address	301 Ravenswood Avenue				
	Box 34				
City	Menlo Park	State	CA	Zip Code	94025
Country	USA	Telephone	650-463-8109	Fax	650-463-8400

NAME (Print/Type)	Albert Halluin; Viola T.Kung	Registration No. (Attorney/Agent)	25,227; 41,131
Signature		Date	Feb. 5, 2002

Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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**FEE TRANSMITTAL  
for FY 2002**

Patent fees are subject to annual revision

**Complete if Known**

Application Number	Not Yet Assigned
Filing Date	February 5, 2002
First Named Inventor	Guy della-Cioppa
Examiner Name	J Zara
Group Art Unit	1635
Attorney Docket No	00801.0137 CNUS18

**TOTAL AMOUNT OF PAYMENT** (\$)1,254.00**METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Acct. No. **08-3038**Deposit Account Name **Howrey Simon Arnold & White, LLP**

- ☒
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐
- Applicant claims small entity status See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

- ☒
- Check
- ☐
- Credit card
- ☐
- Money
- ☐
- Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

**SUBTOTAL (1)** (\$)740.00**2. EXTRA CLAIM FEES**

		Extra Claims		Fee from below		Fee Paid
Total Claims	33	-20** =	13	X	18	= 234
Independent Claims	3	- 3 =		X	84	=
Multiple Dependent					280	= 280

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	44	** Reissue Independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$)514.00

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Fee	Entity Fee	Small Fee	Entity Fee	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) \$****SUBMITTED BY**Name (Print/Type) **Albert P Halluin, Viola T Kung**

Registration No (Attorney/Agent)

25,227, 41,131

**Complete (if applicable)**Telephone **650-463-8109**

Signature

Date **Feb. 5, 2002****WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231

EXPRESS MAIL NO: EL615210378US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Guy della-Cioppa, *et al.*

Application Serial No. Not yet assigned

Filed: February 5, 2002

For: **METHOD OF DETERMINING  
THE FUNCTION OF NUCLEOTIDE  
SEQUENCES AND THE PROTEINS  
THEY ENCODE BY  
TRANSFECTING THE SAME  
INTO A HOST**

Art Unit: 1635

Examiner: J. Zara

Attorney's Docket No: 00801.0137.CNUS18

**REQUEST FOR TRANSFERRING  
PREVIOUS FILED SEQUENCE INFORMATION**

**BOX PATENT APPLICATION**

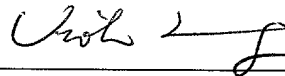
Commissioner for Patents  
Washington, D.C. 20231

Sir:

The paper copy of the Sequence Listing in this Application is identical to the computer readable copy of the Sequence Listing submitted in Application 09/232,170, filed January 15, 1999. In accordance with § 37 CFR 1.821(e), please use the computer readable form filed in the 09/232,170 application as the computer readable form for the instant Application. It is understood that the Patent and Trademark Office will make the necessary changes in the Application number and filing date for the instant Application.

Respectfully submitted,

Date: February 5, 2002



Albert P. Halluin (Reg. No. 25,227)  
Viola T. Kung (Reg. No. 41,131)

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